

Practitioner's Docket No. 1001-119

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Michael J. Czaplicki, David Carlson and Kevin Hicks

Application No.: 10/621,209

Group No.: 1713

Filed: July 16, 2003

Examiner: Unknown

For: COMPOSITE METAL FOAM DAMPING/REINFORCEMENT STRUCTURE

**Commissioner for Patents**

**P.O. Box 1450**

**Alexandria, VA 22313-1450**

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Applicants submit this statement in accordance with their duty of disclosure under 37 CFR 1.56 and 1.97-1.98. The submission made herewith is in no way intended as an admission that the cited items constitute material prior art or otherwise would render the claims unpatentable in any way. The submission also is in no way intended to substitute for the Examiner's own independent investigation.

Copies of foreign patent documents and non-patent literature together with a listing on form PTO/SB/08A is submitted herewith. Copies of cited U.S. patents and U.S. patent application publications have not been submitted due to the waiver of the requirement under 37 CFR 1.98 (a)(2)(i). Applicants respectfully solicit the Examiner's

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**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. section 1.8(a))**

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

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Date: 12/16/05

**FACSIMILE**

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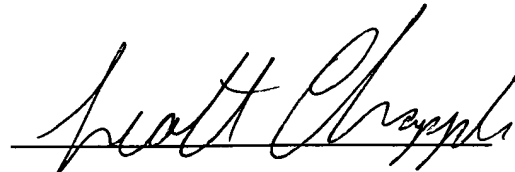
  
Signature

A. Leshchinsky  
(type or print name of person certifying)

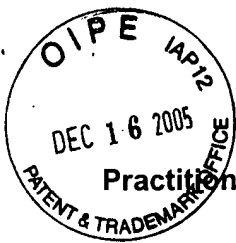
consideration of the cited references and entry thereof into the record of this application.

This Information Disclosure Statement is being submitted after the mailing of a first Office Action or Notice of Allowance. The fee of \$180.00 is enclosed in the form of a check. If any additional fee is due with the filing of this paper please charge the amount to deposit account 50-1097.

Date: 15 December 2005

A handwritten signature in black ink, appearing to read "Scott A. Chapple", written over a horizontal line.

Scott A. Chapple  
Registration No. 46,287  
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29 W. Lawrence St., Suite 210  
Pontiac, MI 48342  
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Customer No. 25215



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**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**STATEMENT FOR INFORMATION DISCLOSURE  
UNDER 37 C.F.R. Section 1.97(e)**

**IDENTIFICATION OF INFORMATION DISCLOSURE STATEMENT  
FOR WHICH THIS STATEMENT IS BEING MADE**

1. This statement is being made for the Information Disclosure Statement accompanying this statement.

**STATEMENT**

2. I, the person signing below, state that at least WO 02/055342 and its translation contained in the information disclosure statement were not cited in a communication from a foreign patent office in a counterpart foreign application and to the knowledge of the person signing the statement after making reasonable inquiry, was known to any individual designated in Section 1.56(c) more than three months prior to the filing of the information disclosure statement. 37 C.F.R. Section 1.97(e)(2).

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**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. Section 1.8(a))**

I hereby certify that, on the date shown below, this correspondence is being:

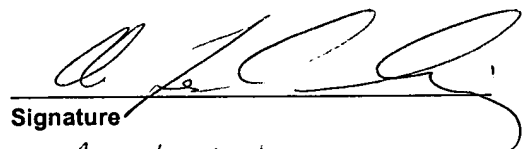
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Date: 12/16/05

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Signature

A. Leshchinsky  
(type or print name of person certifying)

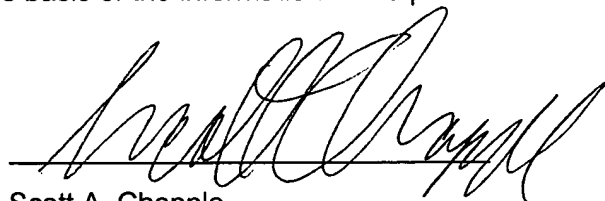
As a clarification to the above statement, Applicants submit that Applicants' knowledge as to its date of receipt of EP 1 349 750 is not presently known, but was within the last four months based upon its patent date. Applicants were unable to obtain a translation of EP 1 349 750, but were able to, within the last three months, locate WO 02/055342 and obtain a machine translation thereof. Please also note that WO 05/044630 and EP 1 134 126 are merely relisted from a previous IDS because copies those references were apparently lose it transit to or at the US Patent Office. Consideration of those references is respectfully requested.

### IDENTIFICATION OF PERSON MAKING THIS STATEMENT

3. The person making this certification is:

(a) the practitioner who signs below on the basis of the information in the practitioner's file.

Date: 15 December 2005



Scott A. Chapple  
Registration No. 46,287  
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29 W. Lawrence St., Suite 210  
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248-292-2920  
Customer No. 25215

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

1

of

1

**Complete if Known**

Application Number	10/621,209
Filing Date	07/16/2003
First Named Inventor	Michael J. Czaplicki
Art Unit	1775
Examiner Name	Zimmerman
Attorney Docket Number	1001-119

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-			
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**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		WO 05/044630	5/19/05	Dow Global Technologies		
		EP 1 134 126	12/29/2004	Sika		
		EP 1 349 750	8/31/2005	Renault		
		WO 02/055342 with machine translation	7/18/2002	Renault		X

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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